



DEPARTMENT OF TRANSPORTATION  
HAZARDOUS MATERIALS REGULATIONS BOARD  
WASHINGTON, D.C. 20590

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## Title 49—TRANSPORTATION

### Chapter 1—Hazardous Materials Regulations Board, Department of Transportation

[Docket No. HM-53; Amendment No. 177-12]

#### PART 177—SHIPMENTS MADE BY WAY OF COMMON, CONTRACT, OR PRIVATE CARRIERS BY PUBLIC HIGHWAY

##### Application to Private Carriers by Motor Vehicle

Effective September 3, 1969, the Hazardous Materials Regulations of the Department of Transportation were amended to make it clear that private carriers of hazardous materials by motor vehicle are subject to those regulations (34 F.R. 7162, May 1, 1969). Although §§ 177.800 and 177.801 were amended to add private carriers to the carriers within the purpose and scope of the regulations, the note at the beginning of the part (pertaining to the applicability of the part to private carriers) which would no longer be needed because of the specific amendments to the part, was inadvertently left in the part, and the words "private carrier" were not added to § 177.802(a). In addition, a comma after the word "private" in §§ 177.800 and 177.801 was omitted in the printing of Title 49 of the 1970 edition of the Code of Federal Regulations, although it did appear in the FEDERAL REGISTER printing of the amendment.

In consideration of the foregoing, Part 177 of Title 49, CFR, is amended as follows:

(1) By canceling the last note at the beginning of the part (beginning with the words "Private carriers").

(2) By inserting a comma after the word "private" in §§ 177.800 and 177.801.

(3) By inserting the word "private" and a comma before the word "common" in § 177.802(a).

Since this amendment clarifies existing rules on which notice and public procedure have been had, notice and public procedure hereon are unnecessary, and the amendment is effective on the date of its publication in the FEDERAL REGISTER.

(Secs. 831-835, Title 18, U.S.C.; sec. 9, Department of Transportation Act, 49 U.S.C. 1657)

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